

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
APRIL 22, 2014
7:00 P.M.**

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:02 p.m.

II. ROLL CALL

Answering rollcall were Members Bennett, Brindle, Sprague, Swenson and Mayor Hovland.

III. MEETING AGENDA APPROVED AS AMENDED

Member Bennett made a motion, seconded by Member Brindle, approving the meeting agenda.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Swenson made a motion, seconded by Member Sprague, approving the consent agenda as revised to remove Items IV.C., Request for Purchase – 2014 Commodities Purchase; IV.E., Pamela Park Bid Authorization; IV.F. Waive Building Permit Fees, Braemar Arena, Sports Dome, Outdoor Rink and Pamela Park Projects; IV.I., Traffic Safety Committee Reports of February 5 and March 11, 2014; and, IV.L., Temporary Construction Easement Agreement for 71 France, Building Unit A, as follows:

IV.A. Approve regular and work session meeting minutes of April 1, 2014

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated April 3, 2014, and consisting of 32 pages; General Fund \$380,254.34; Police Special Revenue \$2,770.00; Working Capital Fund \$2,495.72; Equipment Replacement Fund \$4,858.72; Art Center Fund \$2,622.99; Golf Dome Fund \$11,128.69; Aquatic Center Fund \$1,526.42; Golf Course Fund \$31,215.18; Ice Arena Fund \$31,366.77; Edinborough Park Fund \$18,766.71; Centennial Lakes Park Fund \$13,320.30; Liquor Fund \$156,956.48; Utility Fund \$29,364.85; Storm Sewer Fund \$39.95; PSTF Agency Fund \$6,153.67; Centennial TIF District \$595.00; Grandview TIF District \$2,131.50; Payroll Fund \$17,027.78; TOTAL \$709,542.23 and for receipt of payment of claims dated April 10, 2014, and consisting of 31 pages; General Fund \$219,856.80; Police Special Revenue \$792.00; Pedestrian and Cyclist Safety \$18,270.00; Working Capital Fund \$23,031.14; Equipment Replacement Fund \$90,697.23; Art Center Fund \$2,334.46; Golf Dome Fund \$2,528.02; Aquatic Center Fund \$633.52; Golf Course Fund \$10,582.82; Ice Arena Fund \$65,989.69; Edinborough Park Fund \$7,053.30; Centennial Lakes Park Fund \$2,534.10; Liquor Fund \$188,266.43; Utility Fund \$427,236.89; Storm Sewer Fund \$1,270.80; Recycling Fund \$35,190.09; PSTF Agency Fund \$17,101.71; TOTAL \$1,113,369.00; and for receipt of payment of claims dated April 17, 2014, and consisting of 27 pages; General Fund \$141,888.40; Police Special Revenue \$298.86; Working Capital Fund \$39,671.08; Art Center Fund \$3,548.41; Golf Dome Fund \$259.63; Aquatic Center Fund \$54.00; Golf Course Fund \$36,718.29; Ice Arena Fund \$397.08; Edinborough Park Fund \$18,039.80; Centennial Lakes Park Fund \$739.74; Liquor Fund \$180,962.17; Utility Fund \$40,303.06; Storm Sewer Fund \$11,208.74; PSTF Agency Fund \$1,735.60; TOTAL \$475,824.86

~~IV.C. Request for Purchase – 2014 Commodities Purchase~~

IV.D. Request for Purchase – Type One Ambulance, Fire Department, awarding the bid to the recommended low bidder, Premier Specialty Vehicles at \$188,838.00

~~IV.E. Pamela Park Bid Authorization~~

~~IV.F. Waive Building Permit Fees, Braemar Arena, Sports Dome, Outdoor Rink and Pamela Park Projects~~

IV.G. Award of Bid – Contract ENG 13-22 Hazelton Road Improvements, awarding the bid to the recommended low bidder, Midwest Civil Constructors, LLC at \$699,574.75

IV.H. Adopt Resolution No. 2014-36 – No Parking Restriction on Hazelton Road

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~~IV.I. Traffic Safety Committee Reports of February 5 And March 11, 2014~~

- IV.J. Authorize to Submit Draft Amendment to the Comprehensive Water Resources Management Plan for Agency Review
- IV.K. Adopt Resolution No. 2014-37 Hennepin County Environmental Response Fund Grant and Approve Professional Services For Promenade Phase 4
- ~~IV.L. Temporary Construction Easement Agreement For 71 France, Building Unit A~~
- IV.M. Adopt Resolution No. 2014-38 Setting Public Improvement Hearing to be held on May 20, 2014 for the Alley Improvements, Improvement Nos. A-257 & A-258
- IV.N. Adopt Resolution No. 2014-39 Joint Powers Agreement with City of St. Louis Park for the Todd Park F Neighborhood Improvement Project
- IV.O. Adopt Resolution No. 2014-41 Final Plat, 6304 and 6312 Warren Avenue for Homestead Partners, LLC.
- IV.P. Approve Final Design Engineering Services, Kimley Horn, 50th & France Parking Ramp and Wayfinding Improvements
- IV.Q. Approve 2014-2015 Contracts IUOE Local 49, Public Works And Park Maintenance Workers

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.C. REQUEST FOR PURCHASE – 2014 COMMODITIES PURCHASE – AWARDED

Manager Neal explained that after clarifying quantities and prices for Items 10, 11, and 12, staff recommended awarding those bids to Hawkins rather than DPC. **Member Brindle made a motion, seconded by Member Swenson, awarding Request for Purchase – 2014 Commodities Purchase, Sand, Rock Bituminous Materials, Concrete and Water Treatment Chemicals, Casting and Covers to the recommended low bidders as follows:** coarse washed sand to AVR (delivered) at \$9.21 per ton; Metro Seal Spec to AVR (delivered) at \$11.71 per ton; Cl. 2 limestone (delivered) NO BID; FA-2 seal coat chips to Dresser Trap (delivered) at \$44.00 per ton, (picked up) at \$30.00 per ton; emulsified asphalt CRS-2P (picked up) NO BID; Emulsified Asphalt CRS-2P (delivered) NO BID; *SPNWB330B MnDOT Non-Wear Spec 2360 to Bituminous Roadways (delivered) at \$51.10 per ton and (picked up) at \$43.10 per ton; *SPWEA340B MnDOT Wear Spec 2360 to Bituminous Roadways (delivered) at \$57.45 per ton and (picked up) at \$49.45 per ton; *SPWEB340B MnDOT Wear Spec No. 2360 to Bituminous Roadways (delivered \$51.10 per ton and (picked up) at \$43.10 per ton; delivered concrete 200 cu yd to AVR, Inc. at \$121.00 per cubic yard; delivered concrete 400 cu yd to AVR, Inc. at \$110.00 per cubic yard; emulsified tack oil NO BID; crack joint sealer #3725 NO BID; hydrofluosilicic acid to Hawkins, Inc. (delivered) at \$29.10 per CWT; liquid chlorine to Hawkins, Inc. (delivered) at \$31.98 per CWT; water treatment chemical (50/50 blend) to Hawkins, Inc. at \$5.01 per gallon; Tonkazorb 3% to Hawkins, Inc. (delivered) at \$12.03 per gallon; caustic soda to DPC (delivered) at \$28.00 per CWT; red ball diamond aggregate (delivered) NO BID; lannon stone wall repair to Blackstone Contractors at \$26.50 SF of face (labor); sanitary sewer R1733 complete casting and lid to ESS Bros. at \$269.00 each; sanitary sewer R1733 casting only to ESS Bros. at \$150.00 each; sanitary sewer R1733 lid only to ESS Bros. at \$119.00 each; storm sewer rnd. R2548 complete casting and lid to ESS Bros. at \$429.00 each; storm sewer rnd. R2548 casting only to ESS Bros. at \$150.00 each; storm sewer rnd. R2548 lid only to ESS Bros. at \$279.00 each; storm sewer rect. 3067V (no lettering) complete casting and lid to ESS Bros. at \$364.00 each.; storm sewer rect. 3067V (no lettering) casting only to ESS Bros. at \$117.00 each; storm sewer rect. 3067V (no lettering) lid only to ESS Bros. at \$135.00 each; Cost of curb box complete casting and lid to ESS Bros. at \$112.00 each.

(*These items were awarded on basis of total cost per ton including trucking and labor, and past year's performance.)

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.E. PAMELA PARK BID – ADVERTISEMENT AUTHORIZED

The Council raised concern relating to the building's internal and external efficiency in addition to its canopy, architecture, potential safety hazard with the fireplace, and bathroom adequacy. Paul Kolias, RJM Construction, 701 Washington Avenue North, Minneapolis, described work planned for the area adjacent to the building and advised that while the building construction could be deferred, the playing fields would need to move forward to be completed prior to the fall season. **Member Swenson made a motion, seconded by Member Sprague, authorizing advertisement of Pamela Park bids including a placeholder for the building's design as well as interior and exterior efficiencies.**

Parks and Recreation Director Kattreh stated the proposed building architecture was similar to the Countryside Park building. She explained there was only one building orientation given the site was tightly constrained due to the location of the wellhead, batting cages, skating rink, and ball diamond. Ms. Kattreh described adjustments made to the building's features based on the recommendation of the Park Board and all Athletic Associations. Mr. Kolias stated the fireplace would have a heating element but the glass surrounding the fireplace would be cool to the touch. Ms. Kattreh answered questions of the Council.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.F. BUILDING PERMIT FEES, BRAEMAR ARENA, SPORTS DOME, OUTDOOR RINK AND PAMELA PARK PROJECTS – WAIVED

The Council discussed its policy to waive building permit fees, intent to assure the City's costs were covered, and potential budget impact. Mr. Neal indicated the City had waived building permit fees for most public projects and the policy change was to require Council action to assure transparency. **Member Swenson made a motion, seconded by Member Brindle, waiving the building permit fees for Braemar Arena, sports dome, outdoor rink, and Pamela Park projects.**

Ayes: Brindle, Sprague, Swenson, Hovland

Nays: Bennett

Motion carried.

IV.I. TRAFFIC SAFETY COMMITTEE REPORT OF FEBRUARY 5 – ACCEPTED AS REVISED, TRAFFIC SAFETY COMMITTEE REPORT OF MARCH 11, 2014 – ACCEPTED AS PRESENTED

The Council referenced the updated February 5, 2014, Traffic Safety Committee Report and questioned the recommendation in Section B.1, of denial of a request for a crosswalk at the intersection of Sunnyside Road and Grimes Avenue. Engineer Millner stated that decision was deferred pending additional analysis of vehicle and traffic counts. The Council requested additional information prior to taking action including volume and speed data, street width, widths of crossing points within the intersection and location of nearest controlled intersection.

The Council requested additional information prior to taking action on Section B.2. recommendation of denial of a request for a stop sign on Lynmar Lane at Hazelton Road. The Council requested the time period of the two recorded auto crashes. With regard to Section B.3., additional signage directing people to Ohms Boulevard at Metro Boulevard and 72nd Street, Mr. Millner stated the appropriate Department would send a communication to the building owner advising it was a building signage question rather than a public signage issue. In addition, that would be made part of the record.

The Council asked staff to re-examine the traffic control at the Sunnyside Road and Grimes Avenue intersection to assure it was consistent with the City's transportation goals. On Item No. B. 2., Lynmar Lane and Hazelton Road it was noted this Traffic Safety Report had already been considered and recommended for approval by the Traffic Safety Review Committee and Edina Transportation Commission. **Member Bennett made a motion, seconded by Member Swenson, accepting the Traffic Safety Committee Report of February 5 as revised to remove Section B.2. pending additional information on recorded vehicle crashes; and, accepting the Traffic Safety Committee Report of March 11, 2014, as presented.**

Ayes: Bennett, Brindle, Sprague, Swenson

Nays: Hovland

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Motion carried.

IV.L. TEMPORARY CONSTRUCTION EASEMENT AGREEMENT FOR 71 FRANCE, BUILDING UNIT A - APPROVED

Mr. Neal stated that it previously had been discussed that the developer would have access to this City land during construction of its project. Mr. Millner advised there would be no payment for the disturbance but the developer would conduct preliminary grading for the Promenade Phase 4 project, resulting in a cost saving to the City. He stated that area would not be restored because the infiltration system and new walkways still need to be installed. The eastern trail would remain open as a multi-use path until the Promenade Phase 4 project was completed (July/August of 2015). **Member Bennett made a motion, seconded by Member Sprague, approving Temporary Construction Easement Agreement for 71 France, Building Unit A.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. OFFICER OF THE YEAR – AWARDED TO DETECTIVE MIKE LUTZ

Police Chief Nelson described the many accomplishments of Detective Mike Lutz during his 40 years of service in Edina and presented Detective Lutz with the 2013 Mike Siitari Officer of the Year Award that was sponsored by the Edina Crime Fund.

Detective Lutz thanked the Edina Crime Fund Board for this overwhelming recognition and those who had supported him over the past 40 years. He commented on the importance of teamwork, stated the Edina Police Department was very successful, and that while people come and go, the culture of excellence remained the same.

The Council and audience responded with a standing ovation. The Council added their thanks to Detective Lutz for his contribution to Edina.

V.B. RESOLUTION NO. 2014-40 ADOPTED – BRAEMAR CITY OF LAKES FIGURE SKATING CLUB – CONGRATULATED

Mayor Hovland read in full a resolution formally congratulating Team Braemar, Head Coach Taylor Walker, and Assistant Coach Jessica Chaffee, on their successful season. **Member Bennett introduced and moved adoption of Resolution No. 2014-40, Braemar City of Lakes Figure Skating Club Team Braemar.** Member Brindle seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Brian Hedberg, Braemar City of Lakes Figure Skating Club President, introduced their Head Coach, Assistant Coach, Co-Captains, and General Manager, and stated their appreciation to the Council for supporting Team Braemar by ensuring this team had the ability to utilize Braemar facilities. One of the Co-captains reported on the accomplishments of Team Braemar, including international accomplishments and the Team's legacy.

V.C. NATIONAL KIDS TO PARKS DAY PROCLAIMED – MAY 17, 2014

Mayor Hovland read in full a proclamation declaring May 17, 2014, to be National Kids to Parks Day in the City of Edina. **Member Swenson made a motion, seconded by Member Sprague, approving proclamation declaring May 17, 2014, to be National Kids to Parks Day in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Recreation Supervisor Aarsvold and Recreation Supervisor Boettcher announced scheduled events for May 17, 2014, and encouraged all to participate.

V.D. ARBOR DAY PROCLAIMED – APRIL 25, 2014

Mayor Hovland read in full a proclamation declaring April 25, 2014, to be Arbor Day in the City of Edina. **Member Sprague made a motion, seconded by Member Brindle, approving proclamation declaring April 25, 2014, to be Arbor Day in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

V.E. BUILDING SAFETY MONTH PROCLAIMED – MAY 2014

Mayor Hovland read in full a proclamation declaring May 2014 to be Building Safety Month in the City of Edina.

Member Swenson made a motion, seconded by Member Brindle, approving proclamation declaring May 2014 to be Building Safety Month in the City of Edina.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Mr. Neal introduced Fire Chief Schmitz and Chief Building Official Fisher. Mr. Fisher described his professional background and stated he looked forward to serving Edina.

V.F. MUNICIPAL CLERKS' WEEK PROCLAIMED – MAY 4-10, 2014

Mayor Hovland read in full a proclamation declaring May 4 to May 10, 2014, to be Municipal Clerks' Week in the City of Edina. **Member Bennett made a motion, seconded by Member Brindle, approving proclamation declaring May 4 to May 10, 2014 to be Municipal Clerks' Week in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Mayor Hovland referenced comments by the Secretary of State relating to the professionalism of Clerk Mangen and high regard for her. Ms. Mangen thanked the Administration and Council for the ability to serve and educational opportunities during her tenure.

V.G. MARCH SPEAK UP EDINA REPORT PRESENTED – TOPIC: ORGANIZED GARBAGE COLLECTION

Communications Coordinator Gilgenbach presented a summary of March opinions, both pros and cons, collected through Speak Up, Edina relating to organized garbage collection. The Council discussed the survey results and acknowledged the complexity of organized garbage collection.

VI. PUBLIC HEARINGS HELD – Affidavits of Notice presented and ordered placed on file.

VI.A. NEW ON-SALE INTOXICATING & SUNDAY SALES LIQUOR LICENSES – BUFFALO WILD WINGS, 2685 SOUTHDAL E CENTER – APPROVED

City Clerk Mangen presented the request of Blazin Wings, Inc. dba Buffalo Wild Wings for a new On-Sale Intoxicating Liquor License and Sunday On-Sale Liquor License. Staff found the application to be in order.

Mayor Hovland opened the public hearing at 8:09 p.m.

Public Testimony

No one appeared to comment.

Member Swenson made a motion, seconded by Member Brindle, to close the public hearing.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Member Swenson made a motion, seconded by Member Sprague, approving the request of Blazin Wings, Inc. dba Buffalo Wild Wings for a new On-Sale Intoxicating Liquor License and Sunday On-Sale Liquor License for the period beginning April 23, 2014 and ending March 31, 2015. Member Sprague seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

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Martin Mongoven, Buffalo Wild Wings General Manager, described menu offerings and stated they plan to open June 9, 2014.

VI.B. ORDINANCE AMENDMENT TO CHAPTER 10, ARTICLE III OF THE CITY CODE, REGARDING TREE PRESERVATION – CONTINUED TO MAY 6, 2014

Member Bennett made a motion, seconded by Member Brindle, continuing Ordinance Amendment to Chapter 10, Article III of the City Code, Regarding Tree Preservation, to May 6, 2014.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VII. COMMUNITY COMMENT

Colleen Hart of 5637 Beard Avenue and Chad Bell of 5620 Beard Avenue expressed concern related to safety of pedestrians because the stop sign at Beard Avenue and 57th Avenue near Chowen Park was not honored. Mr. Millner stated this issue was in the Traffic Safety Committee Report accepted tonight and approved to install advanced reflective signs and additional police enforcement. Ms. Hart stated why they do not feel reflective signs would resolve their concerns. Mr. Millner indicated staff would look at the area to assure there was a clear view not obstructed by shrubbery.

VIII. REPORTS / RECOMMENDATIONS

VIII.A. APPEAL OF CERTIFICATE OF APPROPRIATENESS OF HERITAGE PRESERVATION BOARD DENIED, NEW DETACHED GARAGE & CHANGE TO STREET FACING FACE OF HOME, 4505 ARDEN AVENUE –, RESOLUTION NO. 2014-43 – ADOPTED UPHOLDING CERTIFICATE OF APPROPRIATENESS

Senior Planner Presentation

Senior Planner Repya presented the chronology of the Heritage Preservation Board's (HPB) consideration of 4505 Arden Avenue and its March 11, 2014, decision to approve a Certificate of Appropriateness for a new detached garage and changes to the street facing façade of the home at 4505 Arden Avenue based on the finding it was a rehabilitation to maintain the original 1926 home, not a demolition.

Appellant Presentation

Joyce Mellom, 4506 Arden Avenue, presented oral argument that 4505 Arden Avenue was a heritage preservation resource by virtue of its location in the Country Club district and construction between 1924 and 1944, being an early original Samuel S. Thorpe house. She stated her position that the Plan of Treatment that defined the Certificate of Appropriateness moved away from the specific goal of preservation of the existing historic house façade and streetscapes. She requested an order of the Council to review and amend the Plan of Treatment to clarify the language and better protect the historic house façade and streetscapes. Ms. Mellom commented on other extensive remodels within the Country Club district that had maintained historic house façade and streetscape, such as 4511 Bruce Avenue. She urged the Council to carry on its tradition of preserving the City's history by ordering the HPB to review and amend its Certificate of Appropriateness guidelines, specifically relating to historic house façades and streetscapes. Ms. Mellom also asked the Council to deny the Certificate of Appropriateness as it was not in compliance with the Country Club Plan of Treatment and the materials submitted indicate the entire house would be demolished.

Respondent Presentation

Scott Busyn, Great Neighborhood Homes, presented the request of Tim and Michelle Pronley of 4505 Arden Avenue and advised of neighbor support for the Pronley request. He described elements of the proposed upgrades to the front façade that would create a safer entrance and rear exterior addition that would be welcomed by the neighbors as it would blend seamlessly with the new architecture of the home. He stated this project would result in a beautiful rehabilitation similar to that of 4620 Moorland. Mr. Busyn presented before and after pictures of 4620 Moorland and stated 100% of its exterior materials were replaced, 80% of the structure was replaced, 50% of the foundation, and 100% of internal materials. He stated 4505 Arden Avenue would follow a similar process and abide by today's Building Code to assure structural integrity. Mr. Busyn asked the Council to deny the appeal of the Certificate of Appropriateness for Pronleys' project.

The Council noted that the information provided in the original application did not reach the level of proof the HPB was looking for so it was continued. Then it came back as a remodel application rather than a whole house rehabilitation application. The Council asked if this was a rehabilitation as approved by the HPB akin to 4620 Moorland or a tear down. Mr. Busyn stated that deteriorated and unsafe materials would be replaced and the home remodeled per the plan presented but that he could not quantify at present how much of the home's original materials would need to be removed and replaced.

The Council asked questions of Ms. Repya relating to National Register Designation for the Country Club district of 550 homes through the National Park Service. She indicated there was no other residential district within Edina that was given city design review of remodeling, demolition, or rebuilding. Ms. Repya affirmed the Council's conclusion that approximately 12,500 homes in the city could be demolished and rebuilt without design review. The Council referenced Preservation Consultant Robert Vogel's comments on the finding of staff and the majority of the HPB that the 4505 Arden Avenue project does not constitute demolition as less than 50% of the aggregate exterior surface area of the historic core of the house was proposed to be removed. Mrs. Repya clarified that the historic core of the house related to the 1926 original structure, differentiating from the attached garage and flat roofed additions added at a later period.

The Council discussed the decision of the HPB and appeal. It was suggested that the additions were also historic as were all 550 homes within this district. With that collective identity, the issue was what changed the collective enough to eventually disqualify this district. **Member Swenson introduced and moved adoption of Resolution No. 2014-43, Upholding the Heritage Preservation Board's Approval of a Certificate of Appropriateness for Changes to the Street Facing Façade and a new Detached Garage at 4505 Arden Avenue, based upon the record submitted to the HPB and all testimony and submittals before the City Council.** Member Brindle seconded the motion.

The Council acknowledged that the HPB's Certificate of Appropriateness for the Country Club district did not hold to the Secretary of the Interior's standard as regulatory as the Plan of Treatment does not specify what (i.e., windows/doors) you could or could not move. The Council found the memorandum from Mr. Vogel to be the most persuasive and acknowledged that rehabilitation projects such as 4620 Moorland were a great enhancement to the district. It was pointed out that allowing 4505 Arden Avenue to exist in its current condition would adversely impact adjoining and other properties. In addition, Mr. Vogel had indicated the issue was not the exact positioning of building elements but the combination of the elements that contributed to the district. In this case, all of the elements were present for a Tudor Revival. The Council agreed with the suggestion of Attorney Mattick that the motion refer to the record submitted, testimony received, and all submittals.

Ayes: Brindle, Sprague, Swenson, Hovland

Nays: Bennett

Motion carried.

VIII.B. ORDINANCE NO. 2014-4 ADOPTED – ESTABLISHING A LOCAL LODGING TAX FUNDING FOR A CONVENTION / VISITOR'S BUREAU

Mr. Neal reviewed the Council's past consideration to establish a local lodging tax to fund a Convention/Visitor's Bureau. Lori Syverson, Edina Chamber of Commerce President, advised of the Chamber's careful research and finding that Explore Edina could be used. She indicated that both domains would be purchased. **Member Swenson made a motion to grant Second Reading adopting Ordinance No. 2014-4 Amending Chapter 20 of the Edina City Code Concerning a Local Lodging Tax. Member Bennett seconded the motion.**

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VIII.C. EXPLORE EDINA, LLC AGREEMENT – APPROVED

Mr. Neal presented terms of the agreement that would form and operate a Convention and Visitor's Bureau. He stated the City would retain 5% of the funds to address the funding gap of Edinborough Park caused by the lodging tax-triggered conversion of the current Public Facility Charge paid by Hawthorn Suites to a lower

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per unit monthly charge. **Member Swenson made a motion, seconded by Member Sprague, directing and authorizing the Mayor and City Manager to execute an Agreement by and between the City of Edina and Explore Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.D. RESOLUTION NO. 2014-42 ADOPTED – ACCEPTING VARIOUS DONATIONS

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Bennett introduced and moved adoption of Resolution No. 2014-42 accepting various donations.** Member Brindle seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.E. SPORTS DOME, ARENA, OUTDOOR RINK BID PACKAGE ONE – AWARDED, BID PACKAGE TWO – AUTHORIZED

Ms. Kattreh reviewed presented details of Bid Package One for the sports dome, arena, and outdoor rink project. She indicated the project budget for Bid Package One was \$12,445,416 and the bids for Bid Package One and the 95% estimate totaled \$12,223,639, reflecting a potential savings of \$221,777. Ms. Kattreh reviewed the current project estimate and requested the Council award Bid Package One and authorize Bid Package Two for the remainder of the project: dome foundation, site electrical, landscaping, accessory building, storage building, and East Arena renovations.

Mr. Neal stated at the time the Council authorized this project to move forward, he had indicated the estimated impact of the total tax levy under either financing option was an increase of 5% to 7% of the annual debt service for this project. The estimated tax impact on a median home, based on the 2014 tax levy, was an increase of \$60 to \$75 per year. Mr. Neal stated last week staff worked with Ehlers to get information that was more precise on the proposed bond sale, current interest rates, and taxable values for 2015. It was discovered that the impact of a \$16 million bond sale on a median valued home would be \$52 per year. Concern was expressed relating to the intent to borrow funds as an HRA, resulting in no public referendum requirement. **Member Swenson made a motion, seconded by Member Sprague, awarding Bid Package One.**

Ayes: Brindle, Sprague, Swenson, Hovland
Nays: Bennett
Motion carried.

Member Swenson made a motion, seconded by Member Sprague, authorizing staff to advertise for Bid Package Two.

Ayes: Brindle, Sprague, Swenson, Hovland
Nays: Bennett
Motion carried.

VIII.F. FRED RICHARDS PARK DESIGN PROCESS – CONSULTING SERVICES PROPOSAL, SCHOENBAUER CONSULTING LLC – AUTHORIZED

Ms. Kattreh presented staff's recommendation for a Reuse Study and visioning for a Master Plan for Fred Richards Golf Course that would be open and inclusive to all residents of Edina. Staff recommended approval of a professional consulting services contract with Schoenbauer Consulting, LLC.

The Council noted that the City does not single out operating park budgets and that should not be done for Fred Richards Park. Ms. Kattreh advised the contract had been reviewed by Attorney Knutson and the intent of Scope of Services, A.2.c, was to include Pentagon Park in the conversation. Mr. Neal recommended gaining input from the Three Rivers Park District and Watershed District, which might also be funding sources. The Council supported a Citywide invitation to residents and near-by businesses as this would be a larger-sized park. Mr. Neal agreed this was important in recognition of the strong neighborhood turnout to assure all

were welcomed to participate. The Council asked that an invitation be mailed to residents from both the Parklawn and Greater Cornelia neighborhoods, within the geographic area from 77th Street to Highway 62 and France Avenue to Highway 100, It was also suggested that staff reach out to leadership at Cornelia Elementary School.

The Council acknowledged this consultant had good experience in public engagement related to parks as well as park planning. Mr. Neal stated he had worked with this local consultant on a prior project and found the consultant did a wonderful job interacting with residents and created a project that residents supported. **Member Swenson made a motion, seconded by Member Bennett, authorizing the consulting services proposal of Schoenbauer Consulting, LLC for a Reuse Study and visioning for a Master Plan for Fred Richards Golf Course.**

Concern was expressed that this action was premature as a Master Plan of Braemar should occur first to determine whether or not Fred Richards was needed. It was also questioned whether an open house process and a single site walk would offer adequate public engagement. The Council requested multiple site walks at multiple times of day and in different weeks, multiple reporting meetings, and coordination with other regulating agencies. Mr. Mattick noted the agreement contained an hourly rate that would be charged for services beyond the proposal.

Ayes: Bennett, Brindle, Sprague, Swenson

Nay: Hovland

Motion carried.

VIII.G. BRAEMAR GOLF COURSE MASTER PLANNING PROCESS – APPROVED

Ms. Kattreh presented staff's recommendation to hire consultants to prepare a Braemar Golf Course Master Plan and Storm Water Master Plan. It was anticipated the Braemar Golf Course Master Plan would take four to six months to complete and cost \$30,000 to \$75,000 depending on the consultant selected. It was intended that the Engineering Department would assist with the selection of the Storm Water Master Plan consultant. That Plan was estimated to cost \$50,000 to \$60,000. Ms. Kattreh noted there was \$50,000 in the 2014 Engineering CIP to pay for part of the Storm Water Master Plan. She stated staff recommended Option 2, creation of a Task Force.

The Council discussed creating a hybrid option, agreed with the importance of Braemar meeting the needs of those who golf Fred Richards, and supported the Task Force option including a member of the golf community, whether or not an executive golfer. Mr. Neal recommended a Task Force comprised of five members as being the optimal group size to assure effectiveness. The Council discussed options for interviewing and selecting a Task Force and asked staff to design a public notice to place an open call for applications and to recommend a slate for interview. Ms. Kattreh was asked to provide a recommendation of groups for inclusion. **Member Swenson made a motion, seconded by Member Brindle, approving a Braemar Golf Course Master Plan and Storm Water Master Plan process, utilizing staff suggested process 2., Task Force Selects Master Plan Consultant and Directs Process, subset a. to h., per selection of the Task Force as discussed.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VIII.H. AWARD OF BID – CONTRACT ENG 14-4 BIRCHCREST B NEIGHBORHOOD ROADWAY IMPROVEMENTS – AWARDED

Mr. Millner presented project details and alternative bids for the roadways of Birchcrest Drive, Clover Ridge, Normandale Road, Porter Lane, Roberts Place, Rolf Avenue, Tingdale Avenue, Valley View Road, Wilryan Avenue, West 60th Street, and West 62nd Street. He recommended award of Schedules A and B as it cost \$20,000 less, resulting in an 8% reduction in the estimated assessment. Mr. Millner advised of public comment and answered the Council's questions relating to public utilities that would be spot repaired as part of the project.

The Council acknowledged that some residents support a concrete street; however, it would increase the assessment by \$1,000 per property. In addition, wheel travel noise on asphalt streets was much lower than

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experienced with concrete streets. Mr. Millner advised that the failure rate between concrete streets and asphalt streets was similar if properly maintained. He described the appearance of concrete streets, once patched, compared to the aesthetic of a new asphalt street. Mr. Millner pointed out the location of storm sewer improvements that would address drainage concerns. The Council noted resident concern relating to a more narrow street width. Mr. Millner indicated the City had used a 28-foot face-to-face section for years. **Member Swenson made a motion, seconded by Member Sprague, awarding the bid to the recommended low bidder, Palda and Sons, Inc. at \$2,859,371.73 (Schedules A and B, bituminous option).**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IX. CORRESPONDENCE AND PETITIONS

IX.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

IX.B. MINUTES:

- 1. PLANNING COMMISSION, FEBRUARY 26 AND MARCH 12, 2014**
- 2. ARTS & CULTURE COMMISSION, FEBRUARY 27, 2014**
- 3. PARK BOARD, MARCH 11, 2014**
- 4. VETERAN'S MEMORIAL COMMITTEE, JANUARY 17, 2014**
- 5. ENERGY & ENVIRONMENT COMMISSION, MARCH 13, 2014**
- 6. HERITAGE PRESERVATION BOARD, MARCH 11, 2014**

Informational; no action required.

X. AVIATION NOISE UPDATE – Received

XI. MAYOR AND COUNCIL COMMENTS – Received

XII. MANAGER'S COMMENTS – Received

XIII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 11:03 p.m.

Respectfully submitted,

Minutes approved by Edina City Council, May 6, 2014.

Video Copy of the April 22, 2014, meeting available.

Debra A. Mangan, City Clerk

James B. Hovland, Mayor